



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Applicant:

David W. Herbage

Filed: **November 25, 2003**

Serial No.: **10/722,234**

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Art Unit: **3641**

Examiner: **Clement, Michelle Renee**

Attorney Docket No.: **A310429.1US**

For: Countermeasure System and Method of Using the Same

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Dear Sir:

In response to the Office Action in the above referenced application mailed September 1, 2006, applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner. The rejection of the application is final. The Director is hereby authorized to charge the fee for the Notice of Appeal and any other fees which may be required to Deposit Account No. 502346. A duplicate of this sheet is enclosed.

Respectfully submitted,

Sarah Osborn Hill
Attorney for Applicant
Registration No. 55,267

November 1, 2006

WYATT, TARRANT & COMBS, LLP
1715 Aaron Brenner Dr., Suite 800
Memphis, TN 38120-4367
Telephone: 502.562.7319
Facsimile: 901.537.1010



CERTIFICATE OF MAILING UNDER 37 CFR 1.8

_____ hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450, on this 1st day of November, 2006.

Sarah Osborn Hill

Sarah Osborn Hill
Attorney for Applicant
Registration No. 55,267